06-11-01 A

jc839 U.S. PTO 06/08/01

Please type a plus sign (+) inside this box [+]

Attorney Docket **P1084R1-1C1**
PATENT

1033 U.S. PTO 09/877665 06/08/01

CERTIFICATION UNDER 37 CFR 1.10

EL 809 447 101 US: Express Mail Number June 8, 2001: Date of Deposit

I hereby certify that this Non-provisional Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

Pamela Gavette

Pamela Gavette

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX PATENT APPLICATION
Assistant Commissioner of Patents
Washington, D.C. 20231

NON-PROVISIONAL APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Transmitted herewith for filing is a non-provisional patent application.

Inventor(s) (or Application "Identifier"):

Paul J. Godowski, Burlingame, California
Melanie Rose Mark, Burlingame, California
Dong-Xiao Zhang, Burlingame, California

Title: **ErbB4 Receptor-Specific Neuregulin Related Ligands and Uses Therefor**

1. Type of Application

[] This application is for an original, non-provisional application.

[] This is a non-provisional application claiming priority to provisional application no. __, filed ___, the entire disclosure of which is hereby incorporated by reference.

[X] This is a [] continuation-in-part [X] continuation [] divisional application claiming priority to application Serial Number 09/109,206, filed June 30, 1998, which claims priority to provisional application no. 60/052,019, filed July 9, 1997, the entire disclosure of which is hereby incorporated by reference.

2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Non-provisional)

121 pages of specification
5 pages of claims
1 page(s) of abstract
8 sheet(s) of drawings
[x] formal [] informal

3. Declaration or Oath

(for new and CIP applications; also for Cont./Div. where inventor(s) are being added)
___ An executed declaration of the inventor(s) [] is enclosed [] will follow.

(for Cont./Div. where inventorship is the same or inventor(s) being deleted)
__X__ A copy of the executed declaration/oath filed in the prior application is enclosed (37 CFR 1.63(d)).

(for Cont./Div. where inventor(s) being deleted)
___ A signed statement is attached deleting inventor(s) named in the prior application (see 37 CFR 1.63(d)(2) and 1.33(b)).

4. Assignment

(for new and CIP applications)
___ An Assignment of the invention to GENENTECH, INC. [] is enclosed with attached Recordation Form Cover Sheet [] will follow.

(for cont./div.)
__X__ The prior application is assigned of record to Genentech, Inc.

5. Amendments (for continuation and divisional applications)

__X__ Cancel in this application original claims 1-33, and 37-38 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

__X__ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

Relate Back -- 35 U.S.C. 120 or 35 U.S.C. 119

__X__ Amend the specification by inserting before the first line the sentence:

--This is a

_____ non-provisional application
__X__ continuation
_____ divisional
_____ continuation-in-part

of co-pending application(s)

__X__ Serial No. 09/109,206 filed on 30 June 1998, which claims priority to provisional application no. 60/052,019, filed July 9, 1997, which application(s) is(are) incorporated

herein by reference and to which application(s) priority is claimed under 35 USC §120. --

_____ International Application _ filed on __ which designated the U.S., which application(s) is(are) incorporated herein by reference and to which application(s) priority is claimed under 35 USC §120.--

_____ provisional application No. _ filed _, the entire disclosure of which is hereby incorporated by reference and to which application(s) priority is claimed under 35 USC §119.--.

6. Fee Calculation (37 CFR 1.16)

The fee has been calculated as follows:

CLAIMS FOR FEE CALCULATION					
	Number Filed		Number Extra	Rate	Basic Fee 37 CFR 1.16(a)
					$710.00
Total Claims	3	- 20 =	0	X $18.00	$0.00
Independent Claims	1	- 3 =	0	X $80.00	$0.00
__	Multiple dependent claim(s), if any			+ $270.00	$0.00
				Filing Fee Calculation	$710.00

7. Method of Payment of Fees

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of $710.00. **A duplicate copy of this transmittal is enclosed.**

8. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

9. Additional Papers Enclosed

[] Information Disclosure Statement (37 CFR §1.98) w/ PTO-1449 and citations

[] Submission of "Sequence Listing", computer readable copy, certificate re: sequence listing, and/or amendment pertaining thereto for biological invention containing nucleotide and/or amino acid sequence.

[] A new Power of Attorney or authorization of agent.

[] Other:

10. Maintenance of Copendency of Prior Application (for continuation and divisional applications)

*[This item **must** be completed and the necessary papers filed in the prior application if the period set in the prior application has run]*

Docket No. P1084R1-1C1

__X__ A petition, fee and/or response has been filed to extend the term in the pending prior application until June 8, 2001

__X__ A copy of the petition for extension of time in the ***prior*** application is attached.

11. Correspondence Address:

__X__ Address all future communications to:

Attn: Deirdre L. Conley, Ph.D.

Respectfully submitted,
GENENTECH, INC.

Date: June 8, 2001

By: _____
Deirdre L. Conley, Ph.D.
Reg. No. 36,487
Telephone No. (650) 225-2066

09157
PATENT TRADEMARK OFFICE

09157-0060001

Patent Docket P1084R1-1C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Paul J. Godowski et al. Serial No.: Unassigned Filed: 6 June 2001 For: ErbB4 Receptor-Specific Neuregulin Related Ligands and Uses Therefor	Group Art Unit: Unassigned Examiner: Unassigned CERTIFICATION UNDER 37 CFR 1.10 EL 809 447 101 US : Express Mail Number June 8, 2001 : Date of Deposit I hereby certify that this correspondence, consisting of Non-Provisional Application Transmittal, Preliminary Amendment, copy of Combined Declaration and Power, copy of Extension of Time, postcard, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231. Pamela Gavette Pamela Gavette

Letter and REQUEST TO USE COMPUTER-READABLE SEQUENCE LISTING UNDER 37 CFR §1.821(e)

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants respectfully request that the compliant computer-readable Sequence Listing filed in application Serial No. 09/109,206 be used as the computer-readable Sequence Listing for the present, above-identified application.

The paper copy of the Sequence Listing filed in the present application is identical to the computer-readable copy of the Sequence Listing filed in the application Serial No. 09/109,206.

Respectfully submitted,

GENENTECH, INC.

Date: June 8, 2001

By: _____
Deirdre L. Conley, Ph.D.
Reg. No. 36,487
Telephone No. (650) 225-2066

09157
PATENT TRADEMARK OFFICE

09109206 060801